

IN THE DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

HARVEY STEWART,

Plaintiff,

v.

ANTHONY J. PRINCIPI,
SECRETARY U.S. DEPARTMENT
OF VETERAN AFFAIRS,

Defendant.

CASE NO.: 04-11598-WGY

JOINT RULE 16.1 STATEMENT

Pursuant to Local Rule 16.1, counsel have conferred and propose the following pretrial schedule for the Court's consideration.

1. Proposed Schedule

Rule 26 automatic disclosures to be exchanged by	December 15, 2004
All fact depositions to be noticed by	February 28, 2005
All fact discovery, including document requests, interrogatories and requests for admissions to be completed by	March 31, 2005
Rule 26(A)(2)(B) disclosure of trial experts by plaintiff served by	April 15, 2005
Rule 26(A)(2)(B) disclosure of trial experts by defendant served by	May 15, 2005
Further expert discovery concluded by	June 15, 2005
Rule 56 Motions to be filed by	June 15, 2005
Final Pre-trial Conference	No sooner than July 5, 2005 at 2 p.m.

2. Certification

The parties will separately file the certifications required by Local Rule 16.1.

3. **Magistrate Judge**

At this time the parties do not consent to trial before a Magistrate Judge.

ANTHONY J. PRINCIPI, Secretary U.S.
Department of Veteran Affairs

By his attorney:

MICHAEL J. SULLIVAN
United States Attorney

/s/ Barbara Healy Smith
Barbara Healy Smith
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Respectfully submitted,

HARVEY STEWART

By his attorney:

/s/ Scott W. Lang (By BHS per consent)
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Dated: November 30, 2004